

DLA PIPER RUDNICK GRAY CARY US LLP
JEFFREY M. HAMERLING (SBN: 91532)
MATTHEW S. COVINGTON (SBN: 154429)
GEORGE J. GIGOUNAS (SBN: 209334)
153 Townsend Street, Suite 800
San Francisco, CA 94107-1957
Telephone: (415) 836-2500
Facsimile: (415) 659-7300

Attorneys for Defendant
ATLANTIC RICHFIELD COMPANY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

NORTHERN CALIFORNIA RIVER WATCH,
a non-profit corporation,

Plaintiff,

vs.

ATLANTIC RICHFIELD COMPANY, and
DOES 1-10, Inclusive,

Defendants.

Case No. C03-5908 JSW

**STIPULATION AND ~~PROPOSED~~
ORDER TO EXTEND CASE
MANAGEMENT DEADLINES**

WHEREAS, on June 28, 2005, the parties in the above-captioned case participated in a court-ordered private mediation, at which the parties settled their disputes and signed a settlement memorandum.

WHEREAS, the parties are working on drafting and executing a mutually acceptable settlement agreement. In order to efficiently dedicate their efforts and resources, and to avoid the expenditure of time and effort on discovery, the parties desire reasonable continuances of current litigation deadlines.

WHEREAS, the case management schedule in the above-captioned case currently includes the following upcoming deadlines:

- a. Conclusion of pretrial discovery: July 29, 2005
- b. Expert disclosures, reports, etc. under FRCP 26(a)(2): August 15, 2005
- c. Rebuttal expert disclosures: September 15, 2005
- d. Summary judgment or dispositive motions filed by: September 30, 2005
- e. Last day to hear dispositive motions (set by Court order, not Civil Local Rule 7-2, 7-3 and/or 56-1): October 14, 2005
- f. Case management conference: December 2, 2005
- g. Pretrial conference date: January 9, 2006
- h. Trial date: January 30, 2006

THEREFORE, THE PARTIES HEREBY STIPULATE AND AGREE to the following continued dates to facilitate execution of their settlement in principle, and request an order of this Court adopting the following pre-trial and trial schedule:

- a. Conclusion of pretrial discovery: September 27, 2005
- b. Expert disclosures, reports, etc. under FRCP 26(a)(2): October 14, 2005
- c. Rebuttal expert disclosures: October 31, 2005
- d. Summary judgment or dispositive motions filed by: November 14, 2005
- e. Last day to hear dispositive motions: December 2, 2005
- f. Case management conference: December 2, 2005
- g. Pretrial conference date: January 9, 2006
- h. Trial date: January 30, 2006

DATED: July 6, 2005

NORTHERN CALIFORNIA ENVIRONMENTAL
DEFENSE CENTER

By: /s/ Jack Silver
Jack Silver, Esq.
Attorneys for Plaintiff NORTHERN
CALIFORNIA RIVER WATCH

STIPULATION AND [PROPOSED] ORDER RE: CASE MANAGEMENT DATES

~SANF1:317126.v1

1 In addition to stipulating to the above, I, Matthew S. Covington, attest that
 2 concurrence in the filing of this Stipulation to Extend Time has been obtained from the other
 3 signatory to this document.

4
 5 DATED: July 6, 2005

DLA PIPER RUDNICK GRAY CARY US LLP

6
 7 By: /s/ Matthew Covington
 8 Matthew S. Covington
 9 Attorneys for Defendant ATLANTIC
 10 RICHFIELD COMPANY

11 PURSUANT TO STIPULATION AND FOR GOOD CAUSE SHOWN, IT IS
 12 ORDERED that the following shall be the effective pre-trial and trial dates in this case:

- 13 a. Conclusion of pretrial discovery: September 27, 2005
- 14 b. Expert disclosures, reports, etc. under FRCP 26(a)(2): October 14, 2005
- 15 c. Rebuttal expert disclosures: October 31, 2005
- 16 d. Summary judgment or dispositive motions filed by: ~~November 11,~~ November 14, 2005
- 17 e. Last day to hear dispositive motions: ~~December 16,~~ December 2, 2005
- 18 f. Case management conference: ~~December 16,~~ December 2, 2005
- 19 g. Pretrial conference date: February 6, ~~January 9,~~ 2006
- 20 h. Trial date: February 27, ~~January 20,~~ 2006

21 DATED: July 8, 2005

22 By: /s/ Jeffrey S. White

23 Honorable Jeffrey S. White
 24 JUDGE OF THE DISTRICT COURT FOR THE
 25 NORTHERN DISTRICT OF CALIFORNIA